

IN THE UNITED STATES DISTRICT COURT
FOR NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

APR 26 2006

LUTHER D. THOMAS, Clerk
By: *[Signature]* Deputy Clerk

MS. JANE KIDD, ANDREA SUAREZ,
DR. MURRAY BLUM,
and ANN BLUM,

Plaintiffs,

v.

CATHY COX, individually and in
her official capacities as secretary of State
of Georgia and Chair of the Georgia
Elections Board,

Defendants.

)
) Civil Action No. 1:06-cv-0997-BBM
)
)
) 1. Requesting Judge
) Honorable Beverly B. Martin
)
) 2. District Judge
) Honorable Orinda D. Evans
)
) 3. Circuit Judge
) Honorable Susan H. Black
)
)

DESIGNATION OF THREE-JUDGE COURT

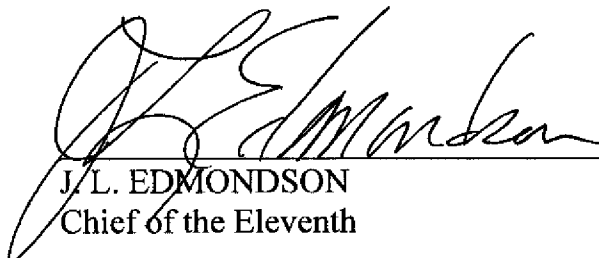
(42 U.S.C. § 1973c and 28 U.S.C. § 2284)

ORDER

The Requesting Judge, Honorable Beverly B. Martin, to whom an application for relief has been presented in the above cause, having notified me that the action is one required by Act of Congress to be heard and determined by a District Court of three judges, I, J. L. Edmondson, Chief Judge of the Eleventh Circuit, hereby designate Circuit Judge Susan H. Black and Judge Orinda D. Evans to serve with the Requesting Judge, Beverly B. Martin, as members of the said Court to hear and determine the action.

This designation and composition of the three-judge court is not a prejudgment, express or implied, as to whether this is properly a case for a three-judge, rather than a one-judge, court. This is a matter best determined by a three-judge court as this enables a simultaneous appeal to the Court of Appeals and to the Supreme Court without the delay, awkwardness, and administrative insufficiency of proceeding by way of mandamus from either the Court of Appeals, the Supreme Court, or both, directed against the Chief Judge of the Circuit, the presiding district judge, or both. The parties will be afforded the opportunity to brief and argue all questions before the three-judge court, either preliminarily or on the trial of the merits, or otherwise, as the Court thinks appropriate.

DATED this 26th day of April 2006.



J.L. EDMONDSON
Chief of the Eleventh